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FACSIMILE TRANSMISSION

DATE: September 30, 2005

TIME IN:
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TO:

Name	Fax Number	Phone Number
Dennis Butler, Examiner U.S. Patent and Trademark Office Group Art Unit 2115	571-273-8300	571-272-3663

FROM: Daniel R. Pote

PHONE: 602-382-6325

RE: Our Docket No. 37829.0800
U.S. Patent Application Serial No. 10/073,611**MESSAGE:**

Transmitted herewith is a Notice of Appeal, in response to the Final Office Action of May 31, 2005. Thank you.
 Sincerely, Daniel R. Pote, Reg. No. 43,011

ORIGINAL DOCUMENT: Will not be sent NUMBER OF PAGES (Including Cover): *7* *7*

CONFIRMATION NO.: CLIENT MATTER NO.: 99999.0000

PLEASE RETURN TO: Nieto 15S02 PERSONAL FAX: No

REQUESTOR: Daniel R. Pote DIRECT LINE: 602-382-6325

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OUR FACSIMILE NUMBER IS (602) 382-6070.**

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PAGE 1/7 * RCVD AT 9/30/2005 3:12:34 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-6/34 * DNIS:2738300 * CSID:602 382 6070 * DURATION (mm:ss):02:04

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CERTIFICATE OF TRANSMISSION VIA FACSIMILE PURSUANT TO 37 C.F.R. 1.6(d)

I certify that this document is being sent via facsimile to the U.S. Patent And Trademark Office to the attention of Examiner Dennis Butler, facsimile no. 571-273-8300, on:

Date: 9-30-05By: Sue Neel

Signature of Person Depositing Facsimile

IN THE UNITED STATES PATENT
AND TRADEMARK OFFICEPATENT

Applicant:	Paula A. LaBerge	Docket No.	37829.0800
Serial No.:	10/073,611	Filing Date:	February 11, 2002
Group Art Unit:	2115	Examiner:	Dennis Butler
Title:	METHOD AND APPARATUS FOR DATA TRANSFER	Confirmation No.:	6298

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached herewith is a Notice of Appeal filed pursuant to 37 C.F.R. §1.191 in the above-identified application in response to the Final Office Action of May 31, 2005.

Small entity status under 37 C.F.R. §§1.9 and 1.27 is claimed.

Fee Calculation: Request for Extension of Time pursuant to 37 C.F.R. §1.136(a)

<input checked="" type="checkbox"/> Response filed within first month after due date - add	\$ 120.00	\$120.00
<input type="checkbox"/> Response filed within second month after due date - add	\$450.00	N/A
<input type="checkbox"/> Response filed within third month after due date - add	\$1020.00	N/A
<input type="checkbox"/> Response filed within fourth month after due date - add	\$1590.00	N/A
<input type="checkbox"/> Response filed within fifth month after due date - add	\$2,160.00	N/A

If one of the "small entity" boxes above is checked, enter half (1/2) of the subtotal and subtract.

SUBTOTAL: \$120.00

1733424

Serial No. 10/073,611

Fee Calculation: Notice Of Appeal

 Notice of Appeal Fee

\$500.00

If one of the "small entity" boxes above is checked, enter half (1/2)
of the subtotal and subtract.

N/A

SUBTOTAL: \$500.00

TOTAL FEES DUE: \$620.00

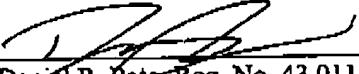
Please charge Deposit Account No. 19-2814 in the amount of \$620.00 For which purpose a
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No Additional Fee Required

This statement does NOT authorize charge of the issue fee. The Commissioner is hereby
authorized to charge any other fee specifically authorized hereafter, or any deficiency in the fee(s) filed,
or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter,
and which may be required under 37 C.F.R. §§1.16-1.18 (deficiency only) now or hereafter relative to
this Application and the resulting Official document under 37 C.F.R. §1.20, or credit any overpayment to
Account No. 19-2814 for which purpose a duplicate copy of this sheet is attached.

Respectfully submitted,

Date: 9/30/05By: 

Daniel R. Pote, Reg. No. 43,011

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400 East Van Buren
Phoenix, Arizona 85004-2202
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Date: 9-30-05 By: Eric Nieto
Signature of Person Depositing Facsimile

IN THE UNITED STATES PATENT
AND TRADEMARK OFFICEPATENT

Applicant:	Paula A. LaBerge	Docket No.	37829.0800
Serial No.:	10/073,611	Filing Date:	February 11, 2002
Group Art Unit:	2115	Examiner:	Dennis Butler
Title:	METHOD AND APPARATUS FOR DATA TRANSFER	Confirmation No.:	6298

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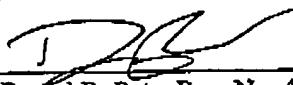
NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed May 31, 2005, finally rejecting claims 1, 3, 34, 36-39 and 41-42.

Pursuant to 37 C.F.R. § 1.17(b) the Commissioner is hereby authorized to debit the Notice of Appeal fee for a large entity, in the amount of \$500.00 from Deposit Account No. 19-2814, as well as a one (1) month Extension Fee for a small entity, in the amount of \$120.00 (for a total of \$620.00). In the event of any deficiency or overpayment in the authorized fees, the Commissioner is hereby authorized to charge any such deficiency or credit any such overpayment to Deposit Account No. 19-2814, for which purpose a duplicate copy of this notice is enclosed. This statement does not authorize charge of the Issue Fee.

Respectfully submitted,

Date: 9/30/05


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AND TRADEMARK OFFICE**

PATENT

Applicant:	Paula A. LaBerge	Docket No.	37829.0800
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